

The senior assistant legislative clerk proceeded to call the roll.

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### RECOGNITION OF THE MINORITY LEADER

The ACTING PRESIDENT pro tempore. The Republican leader is recognized.

#### BIDEN ADMINISTRATION

Mr. MCCONNELL. Mr. President, early on, a major theme of the Biden administration has been false advertising. We have the so-called COVID relief bill that broke a long bipartisan streak on pandemic response and only spent 1 percent of the money on vaccinations.

We have the reintroduction of a sprawling election takeover bill that Democrats wrote years ago under the guise that it is a commonsense voting rights bill.

We have a President who ran on protecting norms flirting with proposals to hot-wire the Senate rules and pack the Supreme Court. And then we have the latest example, where even one Ivy League expert says Democrats' spin "does a bit of violence to the English language." They have assembled a patchwork of leftwing social engineering programs and want to label it "infrastructure."

Now, as I pointed out before, the first notable thing about the Biden administration's plan is what it doesn't focus on. Less than 6 percent of the alleged infrastructure bill would invest in roads and bridges. The total amount of funding it would direct to roads, bridges, ports, waterways, and airports combined—all together—adds up to less than what it would spend just on electric cars.

The far left sees a strong family resemblance between these proposals and their socialist Green New Deal. Yesterday, the House and Senate authors of that manifesto reintroduced it, while noting and boasting that the DNA of the Green New Deal is all over President Biden's legislative proposals. No wonder that White House's document rolling out the President's bill mentioned the words "climate" and "union" more often than "roads" and "bridges."

It would pick winners and losers in automotive manufacturing. It would force-feed the electrical grid some of the least reliable forms of energy. It would hector school cafeterias to stop using paper plates and force new standards and mandates on family homes.

And the relative pittance this proposal does allocate to actual infrastructure would have to creep through a tangled environmental review process. Without serious permitting reform,

it won't build back better; it will build back never.

But at least some of these bad ideas have a tangential relationship to the actual concept of infrastructure, not so for some other statements we have heard from actual Democrats in recent days:

Climate action is infrastructure.

Police accountability is infrastructure.

Caregiving is infrastructure.

Supreme Court expansion is infrastructure.

Now, unsurprisingly, this liberal omnibus is not exactly an efficient engine for driving our economy. The White House's inflated claims of expected job creation have been fact-checked and received Pinocchios from the Washington Post.

Even under the rosier scholarly assumptions—the rosier assumptions—the White House's own favored estimates, taxpayers would pay more than \$800,000 for each job the plan might create. Now, I know a lot of small businesses that could create more than one job if we handed them \$800,000.

And then there are the tax hikes. This proposal is a Trojan horse to roll back the historic 2017 tax reform plan that helped spur big-time wage growth and the best job market in a generation before COVID-19. So the administration's proposal bears little resemblance to the bipartisan infrastructure bill Americans need and deserve. It just reads like customer service for the radical fringe.

#### NOMINATION OF VANITA GUPTA

Mr. MCCONNELL. Mr. President, now on another matter, over the past few months, Senate Republicans have made clear we believe a President is entitled to choose qualified, mainstream nominees to staff the executive branch and receive prompt and fair treatment from the Senate. I would say the 50 Senate Republicans have treated President Biden's nominees considerably more fairly than Senate Democrats treated the last President's, but the nominee we are considering this week is way outside the mainstream.

I will strongly oppose confirming Vanita Gupta to serve as Associate Attorney General, and I would urge colleagues to do the same. Ms. Gupta has spent her career, in large part, as an activist for leftwing causes. Her work for high-profile liberal interest groups and the Obama Justice Department have left a record of astoundingly radical positions. Those far-left positions were loud and proud until this prospect of promotion seemed to change the nominee's tune.

Previously, this nominee stated that "states should decriminalize simple possession of all drugs." She said "states should decriminalize simple possession of all drugs." Ah, but now Ms. Gupta claims her position has "evolved."

At her confirmation hearing, she refused to say she would accept any—any—limitation on abortions, up to

and including partial-birth. That puts her at odds with nearly 70 percent of Americans across the political spectrum.

Recently, Ms. Gupta has insisted she can be trusted to oppose efforts to defund law enforcement, but she told the Judiciary Committee just last year that State and local leaders should "heed calls" from groups demanding that they decrease—decrease—police budgets.

This nomination has revealed a lengthy trail of radical claims and hasty backtracks, but there are also questions of temperament. The nominee has repeatedly amplified leftwing fearmongering toward judicial nominees and sitting Federal judges. She has levied ad hominem attacks on Members of this body. And during the confirmation process, she employed the loosest possible interpretation of her oath to deliver honest testimony, even drawing the ire of the liberal Washington Post for transparent flip-flops and misleading Senators about her own public statements.

This nominee contrasts sharply—sharply—with the resume and reputation of Attorney General Garland, whom I voted to confirm. The White House needs to make a better choice for this key post. The Senate should create that opportunity by voting no today.

#### RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

#### CONCLUSION OF MORNING BUSINESS

The ACTING PRESIDENT pro tempore. Morning business is closed.

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will proceed to executive session and resume consideration of the following nomination, which the clerk will report.

The legislative clerk read the nomination of Vanita Gupta, of Virginia, to be Associate Attorney General.

The ACTING PRESIDENT pro tempore. The majority whip.

#### INFRASTRUCTURE

Mr. DURBIN. Mr. President, before making a comment related to Vanita Gupta, which is before the Senate, I would like to respond briefly to the minority leader Senator MCCONNELL's remarks.

The Senate is a venerable institution, but when it comes to defining infrastructure in the 21st century, what we are hearing from the other side of the aisle is not venerable thinking. It